



IAP4 Rec'd PCT/PTO 21 NOV 2005

PCT #4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Enzo Ferrarin
Title: CONTAINER FOR FLUID SUBSTANCES LIKE PASTES OR CREAMS
Serial No.: 10/532,844 Filing Date: April 27, 2005
Docket: 38169 Customer No.: 00116

LETTER

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Missing Requirements dated September 20, 2005 (copy enclosed), applicant encloses herewith the following items.

1. An English translation of WO 2004/039685 A1 published on May 13, 2004, which has an International App. No. PCT/IT2002/000688 having an International Filing date of October 29, 2002. This is the PCT application as originally filed.
2. An English translation of PCT/IT2002/000688 after inclusion of the changes made in the IPER (original PCT application marked up to show the changes made by amended sheets attached to the IPER).
3. An English translation in clean form of PCT/IT2002/000688 after inclusion of the changes made in the amended sheets attached to the IPER. This is the text as it should be examined.
4. An executed Declaration/Power of Attorney form.
5. A Preliminary Amendment.

Each of the translations is accurate.

Please enter the above-referenced items, including in particular the Preliminary Amendment, into the record of this case. The claims as set forth in the Preliminary Amendment are the claims to be examined by the Examiner.

Our check in the amount of \$195 is enclosed to cover the late filing fee surcharges for the enclosed Declaration (\$65) and the English translation (\$130).

If any further fees are required by this communication which are not covered by an enclosed check, please charge any such fees to our Deposit Account No. 16-0820, Order No. 38169.

11/28/2005 ATRAN1 00000099 10532844

01 FC:2617 65.00 OP

11/28/2005 ATRAN1 00000099 10532844

02 FC:1618 130.00 OP

1801 East 9th Street, Suite 1200
Cleveland, Ohio 44114-3108
(216) 579-1700
Date: 11-17-05

Respectfully submitted,
PEARNE & GORDON LLP

By John P. Murtaugh
John P. Murtaugh, Reg. No. 34226

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

John P. Murtaugh

Name of Attorney for Applicant

11-17-05
DateJohn P. Murtaugh

Signature of Attorney

Rec'd PCT/PTO 21 NOV 2005

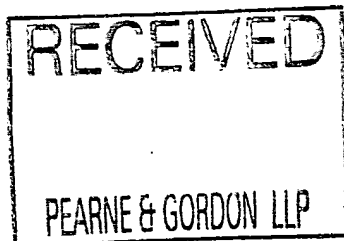


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/532,844	Enzo Ferrarin	38169

116
 PEARNE & GORDON LLP
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 CLEVELAND, OH 44114-3108



INTERNATIONAL APPLICATION NO.
PCT/IT02/00688
I.A. FILING DATE
10/29/2002
PRIORITY DATE

CONFIRMATION NO. 1954
 371 FORMALITIES LETTER

 OC000000017050538

Date Mailed: 09/20/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 04/27/2005
- Copy of the International Search Report filed on 04/27/2005
- Information Disclosure Statements filed on 04/27/2005
- Small Entity Statement filed on 04/27/2005
- Request for Immediate Examination filed on 04/27/2005
- U.S. Basic National Fees filed on 04/27/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. Note a processing fee will be required if submitted later than 30 months from the priority date.
- Processing fee for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(i)).
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$195 for a Small Entity:

- \$65 Surcharge.
- \$130 for English translation surcharge required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHELBY J VIGIL

Telephone: (703) 308-9140 EXT 224

PART 1 - ATTORNEY/APPLICANT COPY

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10/532,844	PCT/IT02/00688	38169